



February 23, 2004

Ms. Marlene Dortch, Secretary
FEDERAL COMMUNICATIONS COMMISSION
1280 Fairfield Road
Gettysburg, PA 17325

Re: Petition for Rule Making
New TV - Channel 4
Pago Pago, American Samoa

Dear Ms. Dortch

Enclosed please find an original and five copies of a Petition for Rule Making, filed by SOUTH SEAS BROADCASTING, INC., requesting the allotment of TV Channel 4 to Pago Pago, American Samoa, as that community's first commercial TV service.

If this proposal is ultimately adopted, SOUTH SEAS BROADCASTING, INC., will promptly apply for authority to construct and operate a new station on the proposed channel.

An additional copy of the first page of the petition is enclosed. Please date-stamp and return to us in the enclosed postage-paid envelope.

If there are any questions, please advise.

Respectfully submitted,

SOUTH SEAS BROADCASTING, INC.

Larry G. Fuss
President

No. of Copies rec'd 6 + 5
List ABCDE MB-TV
04-38

enclosures (as above)

SOUTH SEAS BROADCASTING, INC.

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**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)	
)	
Amendment of Section 73 606(b))	MM Docket _____
Table of Allotments,)	RM - _____
TV Broadcast Stations)	
(Pago Pago, American Samoa))	

To The Chief, Allocations Branch

PETITION FOR RULE MAKING

Comes now SOUTH SEAS BROADCASTING, INC., (hereafter "Petitioner"), pursuant to Section 1 401 of the Commission's Rules, and respectfully petitions the Commission to amend the TV Table of Allotments, 47 C.F.R. 73 606(b), to allocate VHF TV Channel 4 to Pago Pago, American Samoa, as that community's first commercial TV channel

Proposal of Petitioner:

	<u>Channel Numbers</u>	
<u>City</u>	<u>Present</u>	<u>Proposed</u>
Pago Pago, American Samoa	---	Ch. 04

In support of this proposal, the following information is herewith submitted for consideration

Pago Pago is the capital of the "unincorporated" U S Territory of American Samoa, the only U.S. Territory located south of the Equator. The Territory is under the jurisdiction of the U S Department of the Interior and is currently served by KVZK-2, a non-commercial television station operated by the Office of Public Information of the American Samoa Government, pursuant to a license issued by the Department of the Interior. The American Samoa Government also formerly operated additional television stations KVZK-4 and KVZK-5, also pursuant to licenses issued by the Department of the Interior; however none of the channels are listed in the Commission's table of allotments. KVZK-5 went off-air after Cyclone Val in 1991 and has not operated since. KVZK-4 went off-air over a year ago and we have been advised that the American Samoa Government has no plans to resurrect either KVZK-4 or KVZK-5 due to the lack of a budget to operate and maintain multiple television stations.

Channel 4 can be allocated to Pago Pago, American Samoa, in full compliance with the minimum distance separation requirements of Section 73.207(b) of the Commission's Rules, without the imposition of a site-restriction. There are no other television stations in American Samoa or in the nearby Independent Nation of Samoa (Western Samoa) operating on Channel 4.

If this proposal is adopted, Petitioner will promptly apply for authority to construct and operate a new TV broadcast station at Pago Pago, American Samoa. If a construction permit is granted, Petitioner will promptly construct and operate the proposed station.

In accordance with Section 1.52 of the Commission's Rules and Regulations, I hereby certify that I have examined the foregoing Petition for Rule Making and the attached Technical Exhibit and that both are true and correct to the best of my knowledge and belief.

WHEREFORE, it is respectfully requested that the instant petition be granted and that the TV Table of Allotments, Section 73.606(b), be amended as requested herein.

Respectfully submitted,

SOUTH SEAS BROADCASTING, INC

A handwritten signature in black ink, appearing to read "Larry Fuss", with a long horizontal stroke extending to the right.

Larry G. Fuss, President
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